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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

HERMON-TAYLOR et al.

Atty. Ref.: 117-501

Serial No. 10/805,311

Group: 1645

Filed: March 22, 2004

Examiner: ZEMAN, Robert A.

For: NOVEL POLYNUCLEOTIDES AND POLYPEPTIDES IN PATHOGENIC
MYCOBACTERIA AND THEIR USE AS DIAGNOSTICS, VACCINES AND
TARGETS FOR CHEMOTHERAPY

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August 9, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REQUEST

The Examiner is requested to return a completely-initialed copy of the PTO-1449 Forms filed March 22, 2004. Specifically, page 1 of 2 of the initialed copy of the PTO-1449 Forms received with the Office Action of July 29, 2005, includes lined-through references under "OTHER DOCUMENTS", each of which is of record in parent application Serial No. 09/705,911. Accordingly, it is not clear to the undersigned why these documents were lined-through on the PTO-1449 Forms returned with the Office Action of July 29, 2005, as the same are of record in the parent application. Return of a completely-initialed copy of the previously-filed PTO-1449 Forms, pursuant to MPEP § 609, is requested.

The Examiner is again requested to confirm acceptance of the formal drawings filed March 22, 2004, or otherwise provide specific objection or rejection of the same.

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The Examiner is again requested to acknowledge the applicants claim for domestic priority as the Office Action of July 29, 2005 does not include the same.

The present paper is not being filed in response to the Office Action of July 29, 2005, however, as the above indicated and requested items have not been acknowledged by the Patent Office to date, the applicants believe it timely to make such a request at the present time.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: _____



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